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**BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**JAIME COLOMBANI, aka
JAIME COLUMBANI**
5505 West Tulare Avenue, Space 48
Visalia, California 93277

Registered Nurse License No. 487431

Respondent

Case No. 2007-169

OAH No. 2007040191

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the
Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on November 23, 2007.

It is so ORDERED October 23, 2007.

LaTranene W Tate

FOR THE BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS

1 EDMUND G. BROWN, JR., Attorney General
of the State of California
2 JESSICA M. AMGWERD, State Bar No. 155757
Deputy Attorney General
3 California Department of Justice
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4 P.O. Box 944255
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5 Telephone: (916) 324-5393
Facsimile: (916) 324-5567
6

7 Attorneys for Complainant

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

12 **JAIME COLOMBANI, aka**
13 **JAIME COLUMBANI**
5505 West Tulare Avenue, Space 48
14 Visalia, California 93277

15 Registered Nurse License No. 487431

16 Respondent

Case No. 2007-169

OAH No. 2007040191

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

17
18 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to
19 the above-entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. Complainant Ruth Ann Terry, M.P.H., R.N., is the Executive Officer of
22 the Board of Registered Nursing. She brought this action solely in her official capacity and is
23 represented in this matter by Edmund G. Brown, Jr., Attorney General of the State of California,
24 by Jessica M. Amgwerd, Deputy Attorney General.

25 2. Respondent Jaime Colombani, Registered Nurse license No. 487431 is not
26 represented by counsel.

27 3. On or about March 31, 1993, the Board of Registered Nursing issued
28 Registered Nurse License No. 487431 to Jaime Colombani, (Respondent).

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1 **§ 2761(f) criminal conviction**

On August 5, 2005, Respondent was convicted of violating Health and Safety Code section 11377 [possession of a controlled substance].

3 **§ 2761(a)/2762(c)**

Criminal conviction involving the possession of a controlled substance (Methamphetamine).

5 **§ 2761(a)/2762(a)**

Possession of a controlled substance (Methamphetamine).

6 9. Respondent agrees that his Registered Nurse License is subject to
7 discipline and he agrees to be bound by the Board of Registered Nursing's imposition of
8 discipline as set forth in the Disciplinary Order below.

10 **RESERVATION**

11 10. The admissions made by Respondent herein are only for the purposes of
12 this proceeding, or any other proceedings in which the Board of Registered Nursing or other
13 professional licensing agency is involved, and shall not be admissible in any other criminal or
14 civil proceeding.

15 **CONTINGENCY**

16 11. This stipulation shall be subject to approval by the Board of Registered
17 Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the
18 Board of Registered Nursing may communicate directly with the Board regarding this stipulation
19 and settlement, without notice to or participation by Respondent or his counsel. By signing the
20 stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek
21 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails
22 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary
23 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
24 action between the parties, and the Board shall not be disqualified from further action by having
25 considered this matter.

26 12. The parties understand and agree that facsimile copies of this Stipulated
27 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same
28 force and effect as the originals.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. 487431 issued to Respondent Jaime Colombani (Respondent) is revoked. However, the revocation is stayed and Respondent is placed on probation for five (5) years on the following terms and conditions.

Severability Clause. Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

1. **Obey All Laws.** Respondent shall obey all federal, state and local laws. A full and detailed account of any and all violations of law shall be reported by Respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, Respondent shall submit completed fingerprint forms and fingerprint fees within 45 days of the effective date of the decision, unless previously submitted as part of the licensure application process.

Criminal Court Orders: If Respondent is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

2. **Comply with the Board's Probation Program.** Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the Respondent's compliance with the Board's Probation Program. Respondent shall inform the Board in writing within no more than 15 days of any address change and shall at all times maintain an active, current license status with the Board, including during any period of suspension.

Upon successful completion of probation, Respondent's license shall be fully

1 restored.

2 3. **Report in Person.** Respondent, during the period of probation, shall
3 appear in person at interviews/meetings as directed by the Board or its designated
4 representatives.

5 4. **Residency, Practice, or Licensure Outside of State.** Periods of
6 residency or practice as a registered nurse outside of California shall not apply toward a reduction
7 of this probation time period. Respondent's probation is tolled, if and when he resides outside of
8 California. Respondent must provide written notice to the Board within 15 days of any change
9 of residency or practice outside the state, and within 30 days prior to re-establishing residency or
10 returning to practice in this state.

11 Respondent shall provide a list of all states and territories where he has ever been
12 licensed as a registered nurse, vocational nurse, or practical nurse. Respondent shall further
13 provide information regarding the status of each license and any changes in such license status
14 during the term of probation. Respondent shall inform the Board if she applies for or obtains a
15 new nursing license during the term of probation.

16 5. **Submit Written Reports.** Respondent, during the period of probation,
17 shall submit or cause to be submitted such written reports/declarations and verification of actions
18 under penalty of perjury, as required by the Board. These reports/declarations shall contain
19 statements relative to Respondent's compliance with all the conditions of the Board's Probation
20 Program. Respondent shall immediately execute all release of information forms as may be
21 required by the Board or its representatives.

22 Respondent shall provide a copy of this Decision to the nursing regulatory agency
23 in every state and territory in which she has a registered nurse license.

24 6. **Function as a Registered Nurse.** Respondent, during the period of
25 probation, shall engage in the practice of registered nursing in California for a minimum of 24
26 hours per week for 6 consecutive months or as determined by the Board.

27 For purposes of compliance with the section, "engage in the practice of registered
28 nursing" may include, when approved by the Board, volunteer work as a registered nurse, or

1 work in any non-direct patient care position that requires licensure as a registered nurse.

2 The Board may require that advanced practice nurses engage in advanced practice
3 nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the
4 Board.

5 If Respondent has not complied with this condition during the probationary term,
6 and Respondent has presented sufficient documentation of his good faith efforts to comply with
7 this condition, and if no other conditions have been violated, the Board, in its discretion, may
8 grant an extension of Respondent's probation period up to one year without further hearing in
9 order to comply with this condition. During the one year extension, all original conditions of
10 probation shall apply.

11 **7. Employment Approval and Reporting Requirements.** Respondent
12 shall obtain prior approval from the Board before commencing or continuing any employment,
13 paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all
14 performance evaluations and other employment related reports as a registered nurse upon request
15 of the Board.

16 Respondent shall provide a copy of this Decision to his employer and immediate
17 supervisors prior to commencement of any nursing or other health care related employment.

18 In addition to the above, Respondent shall notify the Board in writing within
19 seventy-two (72) hours after he obtains any nursing or other health care related employment.
20 Respondent shall notify the Board in writing within seventy-two (72) hours after he is terminated
21 or separated, regardless of cause, from any nursing, or other health care related employment with
22 a full explanation of the circumstances surrounding the termination or separation.

23 **8. Supervision.** Respondent shall obtain prior approval from the Board
24 regarding Respondent's level of supervision and/or collaboration before commencing or
25 continuing any employment as a registered nurse, or education and training that includes patient
26 care.

27 Respondent shall practice only under the direct supervision of a registered nurse
28 in good standing (no current discipline) with the Board of Registered Nursing, unless alternative

1 methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician)
2 are approved.

3 Respondent's level of supervision and/or collaboration may include, but is not
4 limited to the following:

5 (a) Maximum - The individual providing supervision and/or collaboration is
6 present in the patient care area or in any other work setting at all times.

7 (b) Moderate - The individual providing supervision and/or collaboration is in
8 the patient care unit or in any other work setting at least half the hours Respondent works.

9 (c) Minimum - The individual providing supervision and/or collaboration has
10 person-to-person communication with Respondent at least twice during each shift worked.

11 (d) Home Health Care - If Respondent is approved to work in the home health
12 care setting, the individual providing supervision and/or collaboration shall have person-to-
13 person communication with Respondent as required by the Board each work day. Respondent
14 shall maintain telephone or other telecommunication contact with the individual providing
15 supervision and/or collaboration as required by the Board during each work day. The individual
16 providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-
17 site visits to patients' homes visited by Respondent with or without Respondent present.

18 9. **Employment Limitations.** Respondent shall not work for a nurse's
19 registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a
20 traveling nurse, or for an in-house nursing pool.

21 Respondent shall not work for a licensed home health agency as a visiting nurse
22 unless the registered nursing supervision and other protections for home visits have been
23 approved by the Board. Respondent shall not work in any other registered nursing occupation
24 where home visits are required.

25 Respondent shall not work in any health care setting as a supervisor of registered
26 nurses. The Board may additionally restrict Respondent from supervising licensed vocational
27 nurses and/or unlicensed assistive personnel on a case-by-case basis.

28 Respondent shall not work as a faculty member in an approved school of nursing

1 or as an instructor in a Board approved continuing education program.

2 Respondent shall work only on a regularly assigned, identified and predetermined
3 worksite(s) and shall not work in a float capacity. If Respondent is working or intends to work in
4 excess of 40 hours per week, the Board may request documentation to determine whether there
5 should be restrictions on the hours of work.

6 10. **Complete a Nursing Course(s).** During the suspension period,
7 Respondent, at his own expense, shall enroll and successfully complete a course(s) relevant to
8 nursing practice issues set forth in Accusation No. 2007-169, and practice of registered nursing.
9 Such coursework shall be successfully completed within a time frame determined by the Board.
10 At his own expense, an additional course(s) may be required during the three-year probation
11 term. such additional coursework shall be relevant to the practice of registered nursing. The
12 course(s) shall be successfully completed within a time frame determined by the Board, but no
13 later than six months prior to the end of the probation term.

14 Respondent shall obtain prior approval from the Board before enrolling in the
15 course(s). Respondent shall submit to the Board the original transcripts or certificates of
16 completion for the required course(s). The Board shall return the original documents to
17 Respondent after photocopying them for its records.

18 11. **Cost Recovery.** Respondent shall pay to the Board costs associated with
19 its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the
20 amount of Two Thousand Four Hundred and Fifty Four Dollars and Seventy Five Cents
21 (\$2,454.75). Respondent shall be permitted to pay these costs in a payment plan approved by the
22 Board, with payments to be completed no later than three months prior to the end of the
23 probation term.

24 If Respondent has not complied with this condition during the probationary term,
25 and Respondent has presented sufficient documentation of his good faith efforts to comply with
26 this condition, and if no other conditions have been violated, the Board, in its discretion, may
27 grant an extension of Respondent's probation period up to one year without further hearing in
28 order to comply with this condition. During the one year extension, all original conditions of

1 probation will apply.

2 12. **Violation of Probation.** If Respondent violates the conditions of his
3 probation, the Board after giving Respondent notice and an opportunity to be heard, may set
4 aside the stay order and impose the stayed discipline (revocation/suspension) of Respondent's
5 license.

6 If during the period of probation, an accusation or petition to revoke probation has
7 been filed against Respondent's license or the Attorney General's Office has been requested to
8 prepare an accusation or petition to revoke probation against Respondent's license, the
9 probationary period shall automatically be extended and shall not expire until the accusation or
10 petition has been acted upon by the Board.

11 13. **License Surrender.** During Respondent's term of probation, if he ceases
12 practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of
13 probation, Respondent may surrender his license to the Board. The Board reserves the right to
14 evaluate Respondent's request and to exercise its discretion whether to grant the request, or to
15 take any other action deemed appropriate and reasonable under the circumstances, without
16 further hearing. Upon formal acceptance of the tendered license and wall certificate, Respondent
17 will no longer be subject to the conditions of probation.

18 Surrender of Respondent's license shall be considered a disciplinary action and
19 shall become a part of Respondent's license history with the Board. A registered nurse whose
20 license has been surrendered may petition the Board for reinstatement no sooner than the
21 following minimum periods from the effective date of the disciplinary decision:

22 (1) Two years for reinstatement of a license that was surrendered for any
23 reason other than a mental or physical illness; or

24 (2) One year for a license surrendered for a mental or physical illness.

25 14. **Physical Examination.** Within 45 days of the effective date of this
26 Decision, Respondent, at Respondent's expense, shall have a licensed physician, nurse
27 practitioner, or physician assistant, who is approved by the Board before the assessment is
28 performed, submit an assessment of the Respondent's physical condition and capability to

1 perform the duties of a registered nurse. Such an assessment shall be submitted in a format
2 acceptable to the Board. If medically determined, a recommended treatment program will be
3 instituted and followed by the Respondent with the physician, nurse practitioner, or physician
4 assistant providing written reports to the Board on forms provided by the Board.

5 If Respondent is determined to be unable to practice safely as a registered nurse,
6 the licensed physician, nurse practitioner, or physician assistant making this determination shall
7 immediately notify the Board and Respondent by telephone, and the Board shall request that the
8 Attorney General's office prepare an accusation or petition to revoke probation. Respondent
9 shall immediately cease practice and shall not resume practice until notified by the Board.
10 During this period of suspension, Respondent shall not engage in any practice for which a license
11 issued by the Board is required until the Board has notified Respondent that a medical
12 determination permits Respondent to resume practice. This period of suspension will not apply
13 to the reduction of this probationary time period.

14 If Respondent fails to have the above assessment submitted to the Board within
15 the 45-day requirement, Respondent shall immediately cease practice and shall not resume
16 practice until notified by the Board. This period of suspension will not apply to the reduction of
17 this probationary time period. The Board may waive or postpone this suspension only if
18 significant, documented evidence of mitigation is provided. Such evidence must establish good
19 faith efforts by Respondent to obtain the assessment, and a specific date for compliance must be
20 provided. Only one such waiver or extension may be permitted.

21 **15. Participate in Treatment/Rehabilitation Program for Chemical**
22 **Dependence.** Respondent, at his expense, shall successfully complete during the probationary
23 period or shall have successfully completed prior to commencement of probation a Board-
24 approved treatment/rehabilitation program of at least six months duration. As required, reports
25 shall be submitted by the program on forms provided by the Board. If Respondent has not
26 completed a Board-approved treatment/rehabilitation program prior to commencement of
27 probation, Respondent, within 45 days from the effective date of the decision, shall be enrolled in
28 a program. If a program is not successfully completed within the first nine months of probation,

1 the Board shall consider Respondent in violation of probation.

2 Based on Board recommendation, each week Respondent shall be required to
3 attend at least one, but no more than five 12-step recovery meetings or equivalent (e.g., Narcotics
4 Anonymous, Alcoholics Anonymous, etc.) and a nurse support group as approved and directed
5 by the Board. If a nurse support group is not available, an additional 12-step meeting or
6 equivalent shall be added. Respondent shall submit dated and signed documentation confirming
7 such attendance to the Board during the entire period of probation. Respondent shall continue
8 with the recovery plan recommended by the treatment/rehabilitation program or a licensed
9 mental health examiner and/or other ongoing recovery groups.

10 **16. Abstain from Use of Psychotropic (Mood-Altering) Drugs.** Respondent
11 shall completely abstain from the possession, injection or consumption by any route of all
12 controlled substances and all psychotropic (mood altering) drugs, including alcohol, except when
13 the same are ordered by a health care professional legally authorized to do so as part of
14 documented medical treatment. Respondent shall have sent to the Board, in writing and within
15 fourteen (14) days, by the prescribing health professional, a report identifying the medication,
16 dosage, the date the medication was prescribed, the Respondent's prognosis, the date the
17 medication will no longer be required, and the effect on the recovery plan, if appropriate.

18 Respondent shall identify for the Board a single physician, nurse practitioner or
19 physician assistant who shall be aware of Respondent's history of substance abuse and will
20 coordinate and monitor any prescriptions for Respondent for dangerous drugs, controlled
21 substances or mood-altering drugs. The coordinating physician, nurse practitioner, or physician
22 assistant shall report to the Board on a quarterly basis Respondent's compliance with this
23 condition. If any substances considered addictive have been prescribed, the report shall identify a
24 program for the time limited use of any such substances.

25 The Board may require the single coordinating physician, nurse practitioner, or
26 physician assistant to be a specialist in addictive medicine, or to consult with a specialist in
27 addictive medicine.

28 **17. Submit to Tests and Samples.** Respondent, at his expense, shall

1 participate in a random, biological fluid testing or a drug screening program which the Board
2 approves. The length of time and frequency will be subject to approval by the Board.
3 Respondent is responsible for keeping the Board informed of Respondent's current telephone
4 number at all times. Respondent shall also ensure that messages may be left at the telephone
5 number when Respondent is not available and ensure that reports are submitted directly by the
6 testing agency to the Board, as directed. Any confirmed positive finding shall be reported
7 immediately to the Board by the program and Respondent shall be considered in violation of
8 probation.

9 In addition, Respondent, at any time during the period of probation, shall fully
10 cooperate with the Board or any of its representatives, and shall, when requested, submit to such
11 tests and samples as the Board or its representatives may require for the detection of alcohol,
12 narcotics, hypnotics, dangerous drugs, or other controlled substances.

13 If Respondent has a positive drug screen for any substance not legally authorized
14 and not reported to the coordinating physician, nurse practitioner, or physician assistant, and the
15 Board files a petition to revoke probation or an accusation, the Board may suspend Respondent
16 from practice pending the final decision on the petition to revoke probation or the accusation.
17 This period of suspension will not apply to the reduction of this probationary time period.

18 If Respondent fails to participate in a random, biological fluid testing or drug
19 screening program within the specified time frame, Respondent shall immediately cease practice
20 and shall not resume practice until notified by the Board. After taking into account documented
21 evidence of mitigation, if the Board files a petition to revoke probation or an accusation, the
22 Board may suspend Respondent from practice pending the final decision on the petition to
23 revoke probation or the accusation. This period of suspension will not apply to the reduction of
24 this probationary time period.

25 **18. Mental Health Examination.** Respondent shall, within 45 days of the
26 effective date of this Decision, have a mental health examination including psychological testing
27 as appropriate to determine Respondent's capability to perform the duties of a registered nurse.
28 The examination will be performed by a psychiatrist, psychologist or other licensed mental health

1 practitioner approved by the Board. The examining mental health practitioner will submit a
2 written report of that assessment and recommendations to the Board. All costs are the
3 responsibility of Respondent. Recommendations for treatment, therapy or counseling made as a
4 result of the mental health examination will be instituted and followed by Respondent.

5 If Respondent is determined to be unable to practice safely as a registered nurse,
6 the licensed mental health care practitioner making this determination shall immediately notify
7 the Board and Respondent by telephone, and the Board shall request that the Attorney General's
8 office prepare an accusation or petition to revoke probation. Respondent shall immediately cease
9 practice and may not resume practice until notified by the Board. During this period of
10 suspension, Respondent shall not engage in any practice for which a license issued by the Board
11 is required, until the Board has notified Respondent that a mental health determination permits
12 Respondent to resume practice. This period of suspension will not apply to the reduction of this
13 probationary time period.

14 If Respondent fails to have the above assessment submitted to the Board within
15 the 45-day requirement, Respondent shall immediately cease practice and shall not resume
16 practice until notified by the Board. This period of suspension will not apply to the reduction of
17 this probationary time period. The Board may waive or postpone this suspension only if
18 significant, documented evidence of mitigation is provided. Such evidence must establish good
19 faith efforts by Respondent to obtain the assessment, and a specific date for compliance must be
20 provided. Only one such waiver or extension may be permitted.

21 **19. Therapy or Counseling Program.** Respondent, at Respondent's expense,
22 shall participate in an on-going counseling program until such time as the Board releases him
23 from this requirement and only upon the recommendation of the counselor. Written progress
24 reports from the counselor will be required at various intervals.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order. I understand the stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

DATED: Aug 13, 2007


JAMIE COLOMBANI


Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

DATED: August 15, 2007

EDMUND G. BROWN, JR., Attorney General
of the State of California


JESSICA M. AMGWERD
Deputy Attorney General

Attorneys for Complainant

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Exhibit A
Accusation No. 2007-169

1 BILL LOCKYER, Attorney General
of the State of California
2 ARTHUR D. TAGGART, State Bar No. 83047
Supervising Deputy Attorney General
3 JESSICA M. AMGWERD, State Bar No. 155757
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6 Telephone: (916) 445-7376
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7 Attorneys for Complainant
8
9

10 **BEFORE THE**
11 **BOARD OF REGISTERED NURSING**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. 2007-169

15 **JAIME COLOMBANI, aka**
16 **JAIME COLUMBANI**
5505 West Tulare Avenue, Space 48
Visalia, California 93277

A C C U S A T I O N

17 Registered Nurse License No. 487431

18 Respondent.
19

20 Ruth Ann Terry, M.P.H., R.N. ("Complainant") alleges:

21 **PARTIES**

22 1. Complainant brings this Accusation solely in her official capacity as the
23 Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer
24 Affairs.

25 2. On or about March 31, 1993, the Board issued Registered Nurse License
26 Number 487431 to JAIME COLOMBANI, also known as JAIME COLUMBANI
27 ("Respondent"). The license expired on November 30, 2004, and has not been renewed.

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4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

6. Code section 2761 states, in pertinent part:

(a) Unprofessional conduct, . . .

7. Code section 2762 states, in pertinent part:

(a) Obtain or possess in violation of law, or prescribe, or except as directed by a licensed physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish or administer to another, any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as defined in Section 4022.

1 (c) Be convicted of a criminal offense involving the
2 prescription, consumption, or self-administration of any of the substances
3 described in subdivisions (a) and (b) of this section, or the possession of,
4 or falsification of a record pertaining to, the substances described in
5 subdivision (a) of this section, in which event the record of the conviction
6 is conclusive evidence thereof.

7
8 8. Code section 4060 states, in pertinent part:

9 No person shall possess any controlled substance, except that
10 furnished to a person upon the prescription of a physician, dentist,
11 podiatrist, optometrist, or veterinarian, or furnished pursuant to a drug
12 order issued by a certified nurse-midwife . . . , a nurse practitioner . . . , or
13 a physician assistant, or a pharmacist. . . .

14 COST RECOVERY

15 9. Code section 125.3 provides, in pertinent part, that the Board may request
16 the administrative law judge to direct a licensee found to have committed a violation or
17 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
18 and enforcement of the case.

19 FIRST CAUSE FOR DISCIPLINE

20 (Criminal Convictions)

21 10. Respondent is subject to disciplinary action under Code section 2761,
22 subdivision (f), in that Respondent has been convicted of crimes substantially related to the
23 qualifications, functions, and duties of a registered nurse, as follows:

24 a. On or about June 16, 2005, in the Superior Court of California, County of
25 Tulare, in the case entitled, *People of the State of California v. Jamie Columbani* (Super. Ct.
26 Tulare County, 2004, Case No. PCM130612), Respondent was convicted by the court on his plea
27 of nolo contendere of violating Vehicle Code section 20002, subdivision (a) (Hit-Run Driving), a
28 misdemeanor. The circumstances of the crime are that on or about June 24, 2004, Respondent
was the driver of a vehicle involved in an accident resulting in property damage and who did
willfully and unlawfully fail to stop the vehicle at the scene of the accident.

b. On or about June 16, 2005, in the Superior Court of California, County of
Tulare, in the case entitled, *People of the State of California v. Jamie Columbani* (Super. Ct.
Tulare County, 2005, Case No. PCF144660), Respondent was convicted by the court on his plea

1 of guilty of violating Penal Code section 245, subdivision (a)(1) (Assault with a Deadly Weapon
2 and By Force Likely to Produce Great Bodily Harm), a felony; and Penal Code section 594,
3 subdivision (a) (Vandalism), a misdemeanor. The circumstances of the crime are that on or
4 about April 23, 2005, Respondent did willfully and unlawfully commit an assault upon
5 S. Vandyke, and by means of force likely to produce great bodily injury and did slash the tires
6 on S. Vandyke's vehicle.

7 c. On or about August 5, 2005, in the Superior Court of California, County of
8 Tulare, in the case entitled, *People of the State of California v. Jamie Colombani* (Super. Ct.
9 Tulare County, 2005, Case No. VCF145892), Respondent was convicted by the court on his plea
10 of guilty of violating Health and Safety Code section 11377, subdivision (a) (Possession of a
11 Controlled Substance, to wit: Methamphetamine), a felony. The circumstances of the crime are
12 that on or about May 12, 2005, Respondent possessed Methamphetamine, a controlled substance.

13 **SECOND CAUSE FOR DISCIPLINE**

14 **(Criminal Conviction Involving the Possession of a Controlled Substance)**

15 11. Respondent is subject to disciplinary action under Code section 2761,
16 subdivision (a), on the grounds of unprofessional conduct, as defined in Code section 2762,
17 subdivision (c), in that Respondent was convicted of a crime involving the possession of a
18 controlled substance, as set forth in paragraph 10, subparagraph (c), above.

19 **THIRD CAUSE FOR DISCIPLINE**

20 **(Possession of a Controlled Substance)**

21 12. Respondent is subject to disciplinary action under Code section 2761,
22 subdivision (a), on the grounds of unprofessional conduct, as defined in Code section 2762,
23 subdivision (a), in that Respondent possessed Methamphetamine, a controlled substance, in
24 violation of Health and Safety Code section 11377 and Code section 4060, as set forth in
25 paragraph 10, subsection (c), above.

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PRAYER

3. Taking such other and further action as deemed necessary and proper.

Ruth Ann Terry
RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

1 BILL LOCKYER, Attorney General
of the State of California
2 SHERRY LEDAKIS, State Bar No. 131767
Deputy Attorney General
3 California Department of Justice
110 West "A" Street, Suite 1100
4 San Diego, CA 92101
5 P.O. Box 85266
San Diego, CA 92186-5266
6 Telephone: (619) 645-2078
Facsimile: (619) 645-2061
7

8 Attorneys for Complainant

9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 2001-272

12 JAIME COLOMBANI
13 1061 North Patsy Drive
14 Porterville, CA 93257

OAH No. L-2001-060594

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

15 Registered Nurse License No. 487431

16 Respondent.
17

18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
19 above-entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) is the Executive Officer of
22 the Board of Registered Nursing. She brought this action solely in her official capacity and is
23 represented in this matter by Bill Lockyer, Attorney General of the State of California, by Sherry
24 Ledakis, Deputy Attorney General.

25 2. JAIME Colombani (Respondent) is representing himself in this
26 proceeding and has chosen not to exercise his right to be represented by counsel.

27 3. On or about July 3, 2001, the Board of Registered Nursing issued
28 Registered Nurse License Number 487431 to JAIME Colombani (Respondent). The Registered

1 Nurse License was in full force and effect at all times relevant to the charges brought herein and
2 will expire on November 30, 2002, unless renewed.

3 JURISDICTION

4 4. Accusation No. 2001-272 was filed before the Board of Registered
5 Nursing (Board), Department of Consumer Affairs,, and is currently pending against
6 Respondent. The Accusation and all other statutorily required documents were properly served
7 on Respondent on July 3, 2001. Respondent timely filed his Notice of Defense contesting the
8 Accusation. A copy of Accusation No. 2001-272 is attached as exhibit A and incorporated
9 herein by reference.

10 ADVISEMENT AND WAIVERS

11 5. Respondent has carefully read, and understands the charges and
12 allegations in Accusation No. 2001-272. Respondent has also carefully read, and understands the
13 effects of this Stipulated Settlement and Disciplinary Order.

14 6. Respondent is fully aware of his legal rights in this matter, including the
15 right to a hearing on the charges and allegations in the Accusation; the right to be represented by
16 counsel at his own expense; the right to confront and cross-examine the witnesses against him;
17 the right to present evidence and to testify on his own behalf; the right to the issuance of
18 subpoenas to compel the attendance of witnesses and the production of documents; the right to
19 reconsideration and court review of an adverse decision; and all other rights accorded by the
20 California Administrative Procedure Act and other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up
22 each and every right set forth above.

23 CULPABILITY

24 8. Respondent admits the truth of each and every charge and allegation in
25 Accusation No. 2001-272.

26 9. Respondent agrees that his Registered Nurse License No. 487431 is
27 subject to discipline and he agrees to be bound by the Board's imposition of discipline as set
28 forth in the Disciplinary Order below.

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1 application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of
2 this Order, and all other applications thereof, shall not be affected. Each term and condition of
3 this Order shall separately be valid and enforceable to the fullest extent permitted by law.

4 1. **Obey All Laws.** Respondent shall obey all federal, state and local laws.
5 A full and detailed account of any and all violations of law shall be reported by Respondent to
6 the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of
7 compliance with this term, Respondent shall submit completed fingerprint cards and fingerprint
8 fees within 45 days of the effective date of the decision, unless previously submitted as part of
9 the licensure application process. Respondent shall submit a recent 2" x 2" photograph of
10 himself or herself within 45 days of the effective date of the final decision.

11 2. **Comply with Probation Program.** Respondent shall fully comply with
12 the terms and conditions of the Probation Program established by the Board and cooperate with
13 representatives of the Board in its monitoring and investigation of Respondent's compliance with
14 the Probation Program. Respondent shall inform the Board in writing within no more than 15
15 days of any address change and shall at all times maintain an active, current license status with
16 the Board, including during any period of suspension.

17 3. **Report in Person.** Respondent, during the period of probation, shall appear
18 in person at interviews/meetings as directed by the Board or its designated representatives.

19 4. **Residency or Practice Outside of State.** Periods of residency or practice
20 as a registered nurse outside of California will not apply to the reduction of this probationary
21 term. Respondent must provide written notice to the Board within 15 days of any change of
22 residency or practice outside the state.

23 5. **Submit Written Reports.** Respondent, during the period of probation,
24 shall submit or cause to be submitted such written reports/declarations and verification of actions
25 under penalty of perjury, as required by the Board. These reports/declarations shall contain
26 statements relative to Respondent's compliance with all the terms and conditions of the Board's
27 Probation Program. Respondent shall immediately execute all release of information forms as
28 may be required by the Board or its representatives.

1 **Provide Decision** - Respondent shall provide a copy of this decision to the
2 nursing regulatory agency in every state and territory in which he has a registered nurse license.

3 **6. Function as a Registered Nurse.** Respondent, during the period of
4 probation, shall engage in the practice of registered nursing in California for a minimum of 24
5 hours per week for 6 consecutive months or as determined by the Board.

6 For purposes of compliance with the section, "engage in the practice of registered
7 nursing" may include, when approved by the Board, volunteer work as a registered nurse, or
8 work in any non-direct patient care position that requires licensure as a registered nurse.

9 The Board may require that advanced practice nurses engage in advanced practice
10 nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the
11 Board.

12 If Respondent has not complied with this condition during the probationary term,
13 and Respondent has presented sufficient documentation of his good faith efforts to comply with
14 this condition, and if no other conditions have been violated, the Board, in its discretion, may
15 grant an extension of Respondent's probation period up to one year without further hearing in
16 order to comply with this condition.

17 **7. Employment Approval and Reporting Requirements.** Respondent
18 shall obtain prior approval from the Board before commencing any employment, paid or
19 voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all
20 performance evaluations and other employment related reports as a registered nurse upon request
21 of the Board.

22 Respondent shall provide a copy of this decision to his employer and immediate
23 supervisor prior to commencement of any nursing or other health care related employment.

24 Respondent shall notify the Board in writing within seventy-two (72) hours after
25 he obtains any nursing or other health care related employment, when such employment is not as
26 a registered nurse. Respondent shall notify the Board in writing within seventy-two (72) hours
27 after he is terminated from any registered nursing, other nursing, or other health care related
28 employment with a full explanation of the circumstances surrounding the termination.

1 8. **Supervision.** Respondent shall obtain prior approval from the Board
2 regarding Respondent's level of supervision and/or collaboration before commencing any
3 employment as a registered nurse.

4 Respondent shall practice only under the direct supervision of a registered nurse
5 in good standing (no current discipline) with the Board of Registered Nursing, unless alternative
6 methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician)
7 are approved.

8 Respondent's level of supervision and/or collaboration may include, but is not
9 limited to the following:

10 (a) **Maximum** - The individual providing supervision and/or collaboration is
11 present in the patient care area or in any other work setting at all times.

12 (b) **Moderate** - The individual providing supervision and/or collaboration is in
13 the patient care unit or in any other work setting at least half the hours Respondent works.

14 (c) **Minimum** - The individual providing supervision and/or collaboration has
15 person-to-person communication with Respondent at least twice during each shift worked.

16 (d) **Home Health Care** - If Respondent is approved to work in the home health
17 care setting, the individual providing supervision and/or collaboration shall have person-to-
18 person communication with Respondent as required by the Board each work day. Respondent
19 shall maintain telephone or other telecommunication contact with the individual providing
20 supervision and/or collaboration as required by the Board during each work day. The individual
21 providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-
22 site visits to patients' homes visited by Respondent with or without Respondent present.

23 9. **Employment Limitations.** Respondent shall not work for a nurse's
24 registry, in any private duty position as a registered nurse, a temporary nurse placement agency,
25 or for an in-house nursing pool.

26 Respondent shall not work for a licensed home health agency as a visiting nurse
27 unless the registered nursing supervision and other protections for home visits have been

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1 approved by the Board. Respondent shall not work in any other registered nursing occupation
2 where home visits are required.

3 Respondent shall not work in any health care setting as a supervisor of registered
4 nurses. The Board may additionally restrict Respondent from supervising licensed vocational
5 nurses and/or unlicensed assistive personnel on a case-by-case basis.

6 Respondent shall not work as a faculty member in an approved school of nursing
7 or as an instructor in a Board approved continuing education program.

8 Respondent shall work only on a regularly assigned, identified and predetermined
9 worksite(s) and shall not work in a float capacity.

10 If Respondent is working or intends to work in excess of 40 hours per week, the
11 Board may request documentation to determine whether there should be restrictions on the hours
12 of work.

13 10. **Complete a Nursing Course(s).** Respondent, at his own expense, shall
14 enroll and successfully complete a course(s) relevant to the practice of registered nursing no later
15 than six months prior to the end of his probationary term.

16 Respondent shall obtain prior approval from the Board before enrolling in the
17 course(s). Respondent shall submit to the Board the original transcripts or certificates of
18 completion for the above required course(s). The Board shall return the original documents to
19 Respondent after photocopying them for its records.

20 11. **Cost Recovery.** Respondent shall pay to the Board costs associated with
21 its investigation and enforcement pursuant to Business and Professions Code Section 125.3 in the
22 amount of \$4,818.50. Respondent shall be permitted to pay these costs in a payment plan
23 approved by the Board, with payments to be completed no later than three months prior to the
24 end of the probation term.

25 12. **Violation of Probation.** If Respondent violates the conditions of his
26 probation, the Board after giving Respondent notice and an opportunity to be heard, may set
27 aside the stay order and impose the stayed discipline (revocation/suspension) of Respondent's
28 license.

1 If during the period of probation, an accusation or petition to revoke probation has
2 been filed against Respondent's license or the Attorney General's Office has been requested to
3 prepare an accusation or petition to revoke probation against Respondent's license, the
4 probationary period shall automatically be extended and shall not expire until the accusation or
5 petition has been acted upon by the Board. Upon successful completion of probation,
6 Respondent's license will be fully restored.

7 **13. Violation of Court Ordered Probation.** If Respondent violates his court
8 ordered probation in San Diego Superior Court Case No. CD143662, in any respect such
9 violation of probation will be deemed a violation of this stipulated settlement and grounds for
10 revocation of Respondent's Registered Nurse License.

11 **14. Mental Health Examination.** Respondent shall, within 45 days of the
12 effective date of this decision, have a mental health examination including psychological testing
13 as appropriate to determine his capability to perform the duties of a registered nurse. The
14 examination will be performed by a psychiatrist, psychologist or other licensed mental health
15 practitioner approved by the Board. The examining mental health practitioner will submit a
16 written report of that assessment and recommendations to the Board. All costs are the
17 responsibility of Respondent. Recommendations for treatment, therapy or counseling made as a
18 result of the mental health examination will be instituted and followed by Respondent.

19 If Respondent is determined to be unable to practice safely as a registered nurse,
20 the licensed mental health care practitioner making this determination shall immediately notify
21 the Probation Program and Respondent by telephone. Respondent shall immediately cease
22 practice and may not resume practice until notified by the Probation Monitor. During this period
23 of suspension, Respondent shall not engage in any practice for which a license issued by the
24 Board is required, until the Probation Monitor has notified Respondent that a mental health
25 determination permits Respondent to resume practice.

26 **15. Therapy or Counseling Program.** Respondent, at his expense, shall
27 participate in an on-going counseling program until such time as the Board releases him from
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1 this requirement and only upon the recommendation of the counselor. Written progress reports
2 from the counselor will be required at various intervals.

3 ACCEPTANCE

4 I have carefully read the Stipulated Settlement and Disciplinary Order. I
5 understand the stipulation and the effect it will have on my Registered Nurse License. I enter
6 into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently,
7 and agree to be bound by the Decision and Order of the Board of Registered Nursing.

8 DATED: Nov. 27 2001.


9
10 
11 JAIME Colombani
12 Respondent

13
14 ENDORSEMENT

15 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
16 submitted for consideration by the Board of Registered Nursing of the Department of Consumer
17 Affairs.

18
19 DATED: 11/27/01

20 BILL LOCKYER, Attorney General
21 of the State of California

22 
23 SHERRY LEDAKIS
24 Deputy Attorney General

25 Attorneys for Complainant

26 DOJ Docket Number: 03579110-SD2001AD0016
27 Stipulation 8/31/01
28

Exhibit A
Accusation No. 2001-272

1 BILL LOCKYER, Attorney General
of the State of California
2 SHERRY LEDAKIS, State Bar No. 131767
Deputy Attorney General
3 California Department of Justice
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4 San Diego, California 92101

5 P.O. Box 85266
San Diego, California 92186-5266
6 Telephone: (619) 645-2078
Facsimile: (619) 645-2061

7 Attorneys for Complainant

8
9
10 **BEFORE THE**
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2001-272

ACCUSATION

13 JAIME COLOMBANI
1061 North Patsy Drive
14 Porterville, California 93257

15 Registered Nurse License No. 487431

16 Respondent.

17
18 Complainant alleges:

19 **PARTIES**

20 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation
21 solely in her official capacity as the Executive Officer of the Board of Registered Nursing,
22 Department of Consumer Affairs.

23 2. On or about March 31, 1993, the Board of Registered Nursing ("Board")
24 issued Registered Nurse License number 487431 to Jaime Colombani ("Respondent"). The
25 Registered Nurse License was in full force and effect at all times relevant to the charges brought
26 herein and will expire on November 30, 2002, unless renewed.

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3 pertinent part, that the Board may discipline any licensee, including a licensee holding a
4 temporary or an inactive license, for any reason provided in Article 3 (commencing with section
5 2750) of the Nursing Practice Act.

6 4. Section 2764 of the Code provides, in pertinent part, that the expiration of
7 a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding
8 against the licensee or to render a decision imposing discipline on the license. Under section
9 2811(b) of the Code, the Board may renew an expired license at any time within eight years after
10 the expiration.

11 5. Section 2761 of the Code states:

12 The board may take disciplinary action against a certified or
13 licensed nurse or deny an application for a certificate or license for
any of the following:

14 (a) Unprofessional conduct

15

16 (f) Conviction of a felony or of any offense substantially related to
17 the qualifications, functions, and duties of a registered nurse, in
which event the record of the conviction shall be conclusive
18 evidence thereof.

19 6. Section 2762 of the Code states:

20 In addition to other acts constituting unprofessional conduct within
the meaning of this chapter [the Nursing Practice Act], it is
21 unprofessional conduct for a person licensed under this chapter to
do any of the following:

22 (a) Obtain or possess in violation of law, or prescribe, or except as
23 directed by a licensed physician and surgeon, dentist, or podiatrist
administer to himself or herself, or furnish or administer to
24 another, any controlled substance as defined in Division 10
(commencing with Section 11000) of the Health and Safety Code
25 or any dangerous drug or dangerous device as defined in Section
4022.

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1 (c) Be convicted of a criminal offense involving the prescription,
2 consumption, or self-administration of any of the substances
3 described in subdivisions (a) and (b) of this section, or the
4 possession of, or falsification of a record pertaining to, the
5 substances described in subdivision (a) of this section, in which
6 event the record of the conviction is conclusive evidence thereof.

7 7. Section 490 of the Code states:

8 A board may suspend or revoke a license on the ground that the
9 licensee has been convicted of a crime, if the crime is substantially
10 related to the qualifications, functions, or duties of the business or
11 profession for which the license was issued. A conviction within
12 the meaning of this section means a plea or verdict of guilty or a
13 conviction following a plea of nolo contendere. Any action which
14 a board is permitted to take following the establishment of a
15 conviction may be taken when the time for appeal has elapsed, or
16 the judgment of conviction has been affirmed on appeal, or when
17 an order granting probation is made suspending the imposition of
18 sentence, irrespective of a subsequent order under the provisions of
19 Section 1203.4 of the Penal Code.

20 8. Section 125.3 of the Code provides, in pertinent part, that the Board may
21 request the administrative law judge to direct a licentiate found to have committed a violation or
22 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
23 and enforcement of the case.

24 9. DRUGS

25 Controlled Substances

26 a. "Fentanyl" is a Schedule II controlled substance as designated by Health
27 and Safety Code section 11055(c)(8).

28 b. "Lomotil," a brand of diphenoxylate hydrochloride with atropine sulfate, is
a Schedule V controlled substance as designated by Health and Safety Code section 11058(c)(4).
Each tablet contains 2.5 mg. diphenoxylate hydrochloride and 0.025 mg. atropine sulfate.

c. "Meperidine Hydrochloride" a derivative of pethidine, is a Schedule II
controlled substance as designated by Health and Safety Code section 11055(c)(17).

d. "Morphine" is a Schedule II controlled substance as designated by Health
and Safety Code section 11055(b)(1)(M).

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1 e. "Pentothal", a brand of sodium thiopental, is a Schedule III controlled
2 substance as designated by Health and Safety Code section 11056(c)(3).

3 f. "Talwin," a brand of pentazocine and naloxone hydrochlorides, is a
4 Schedule IV controlled substance as designated by Health and Safety Code section 11057(g).

5 g. "Versed," a brand name for Midazolam HCl, is a Schedule IV controlled
6 substance as designated by Health and Safety Code section 11057(g).

7 Dangerous Drugs

8 h. "Romazicon", a brand of flumazenil, is a dangerous drug within the
9 meaning of Business and Professions Code section 4022, in that it requires a prescription under
10 federal law.

11 i. "Xylocaine", a dangerous drug within the meaning of Business and
12 Professions Code section 4022, in that it requires a prescription under federal law.

13 FIRST CAUSE FOR DISCIPLINE

14 (Conviction of a Substantially Related Crime)

15 10. Respondent is subject to disciplinary action under Code sections 2761(f)
16 and 490 in that on or about May 19, 1999, in San Diego County Superior Court, case number
17 SCD143662, entitled *People vs. Jaime Colombani and Elaine Colombani*, respondent was
18 convicted on his plea of guilty to one violation of Penal Code section 496(a) (receiving stolen
19 property) and one violation of Health and Safety Code section 11377(a) (possession of a
20 controlled substance). The circumstances surrounding the conviction are that on or about
21 March 15, 1999, respondent did the following:

22 a. Respondent willfully and unlawfully bought, received, concealed and
23 withheld, the property of another, which had been stolen, from Palomar Medical Center, in
24 Escondido, California, knowing such property to be stolen.

25 b. Respondent possessed Pentothal, a controlled substance.

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1 **FOURTH CAUSE FOR DISCIPLINE**

2 (Unprofessional Conduct)


3 13. Respondent is subject to disciplinary action under Code section 2761(a) on
4 the grounds of unprofessional conduct in that on or about March 1999, while employed as a
5 licensed registered nurse at the Palomar Medical Center, in Escondido, California, respondent
6 through his own admission, stole controlled substances, dangerous drugs, and a heart monitor as
7 set forth in paragraphs 10 and 11 above.

8 **PRAYER**

9 WHEREFORE, Complainant requests that a hearing be held on the matters herein
10 alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 11 1. Revoking or suspending Registered Nurse License Number 487431, issued
12 to Jaime Colombani;
13 2. Ordering Jaime Colombani to pay the Board of Registered Nursing the
14 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
15 Professions Code section 125.3;
16 3. Taking such other and further action as deemed necessary and proper.

17
18 DATED: May 15, 2001
19

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21 
22 RUTH ANN TERRY, M.P.H., R.N.
23 Executive Officer
24 Board of Registered Nursing
25 Department of Consumer Affairs
26 State of California
27 Complainant
28

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lae 03/23/01